

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, MAY 10, 1994
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 11:00 a.m. Mayor Golding and Council Member Vargas recognized and welcomed students from Brooklyn Elementary School. Mayor Golding adjourned the meeting at 11:19 a.m. to meet for the next Closed Session on Monday, May 16, 1994 at 1:00 p.m., in the 12th floor Conference Room.

ATTENDANCE DURING THE MEETING:

(M) Mayor Golding-Present
(1) Council Member Mathis-present
(2) Council Member Roberts-present
(3) Council Member Kehoe-present
(4) Council Member Stevens-present
(5) Council Member Warden-present
(6) Council Member Stallings-present
(7) Council Member McCarty-present
(8) Council Member Vargas-present
Clerk-Abdelnour (rb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

(M) Mayor Golding-present
(1) Council Member Mathis-present
(2) Council Member Roberts-present
(3) Council Member Kehoe-present
(4) Council Member Stevens-present
(5) Council Member Warden-present
(6) Council Member Stallings-present
(7) Council Member McCarty-present
(8) Council Member Vargas-present

PUBLIC COMMENT:

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ITEM-PC-5: REFERRED TO CITY MANAGER

Comments by Ron Bociung requesting the City to reprint an out-of-print aviation book for display in the Aerospace Museum in Balboa Park.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape loation: A014-044.)

COUNCIL COMMENT:

None.

ITEM-330:

SUBJECT: Two actions related to West Point Loma Boulevard
(Sunset Cliffs Boulevard to Nimitz Boulevard)
Underground Utility District.
(Ocean Beach Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1341) ADOPTED AS RESOLUTION R-283853

Establishing the W. Point Loma Boulevard (Sunset Cliffs Boulevard to Nimitz Boulevard) Underground Utility District.

Subitem-B: (R-94-1342) ADOPTED AS RESOLUTION R-283854

Authorizing the expenditure of not to exceed \$27,800 Annual Allocation - Undergrounding of City Utilities, CIP-37-028.0, \$5,000 from Capital Outlay Fund 30245 and \$22,800 from TransNet Fund 30300 for the purpose of administering the underground utility district, minor City Force work and other related work.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district will underground the overhead utility facilities on W. Point Loma Boulevard. This is a scheduled project in the calendar year 1992 Capital Improvements Program. The formation of this district will require the affected property

owners to underground the portion of their utilities on their parcel prior to removal of the overhead utilities. Council Policy 800-2 provides for the use of San Diego Gas and Electric Company's Annual Allocation Funds (Case 8209) to make reimbursement payments to affected property owners based on the length of their electrical service trench. A future resolution will establish the date for removal of overhead utilities as the undergrounding work approaches completion.
Aud. Cert. 9400873.

FILE LOCATION: STRT K-222

COUNCIL ACTION: (Tape location: A148-225.)

Hearing began at 11:12 a.m. and halted at 11:18 p.m.

Testimony in opposition by Roger Bresnaw.

Testimony in favor by Chris Morrow.

MOTION BY ROBERTS TO ADOPT ITEMS 330 AND 331. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-331:

SUBJECT: Two actions related to the Sunset Cliffs Boulevard
(Brighton Avenue to W. Point Loma Boulevard)
Underground Utility District.
(Peninsula Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1344) ADOPTED AS RESOLUTION R-283855

Establishing the Sunset Cliffs Boulevard (Brighton Avenue to W. Point Loma Boulevard) Underground Utility District.

Subitem-B: (R-94-1345) ADOPTED AS RESOLUTION R-283856

Authorizing the expenditure of not to exceed \$27,200 from Annual Allocation - Undergrounding of City Utilities, CIP-37-028.0, \$5,000 from Gas Tax Fund 30219

and \$22,200 from TransNet Fund 30300, for administering the underground utility district, minor City Force work and other related work.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district will underground the overhead utility facilities on Sunset Cliffs Boulevard. This is a scheduled project in the calendar year 1992 Capital Improvements Program. The formation of this district will require the affected property owners to underground the portion of their utilities on their parcel prior to removal of the overhead utilities. Council Policy 800-2 provides for the use of San Diego Gas and Electric Company's Annual Allocation Funds (Case 8209) to make reimbursement payments to affected property owners based on the length of their electrical service trench. A future resolution will establish the date for removal of overhead utilities as the undergrounding work approaches completion. Aud. Cert. 9400874.

FILE LOCATION: STRT-K221

COUNCIL ACTION: (Tape location: A148-225.)

Hearing began at 11:12 a.m. and halted at 11:18 a.m.

Testimony in opposition by Roger Bresnaw.

MOTION BY ROBERTS TO ADOPT ITEMS 330 AND 331. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-332:

SUBJECT: Matter of an amendment to the San Diego Municipal Code to make it consistent with Senate Bill (SB) 428.

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-94-108) INTRODUCED, TO BE ADOPTED MAY 31, 1994

Introduction of an Ordinance amending the San Diego Municipal Code relating to the Expiration Date of Tentative Maps.

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OTHER RECOMMENDATIONS:

Planning Commission voted 6-1 to recommend approval of the amendment. This is a matter of City-wide effect. No community groups have taken a position on the item.

SUPPORTING INFORMATION:

SB 428 has extended the expiration date of tentative maps, that had not expired on or before September 13, 1993, by 24 months.

CITY MANAGER SUPPORTING INFORMATION:

On September 13, 1993, Senate Bill (SB) 428 was adopted and signed into legislation. The bill extended the expiration date of tentative subdivision maps for 24 months in which a tentative map had been approved and had not expired on or before September 13, 1993. The purpose of the bill was to provide a way to extend the expiration date of approved tentative maps and concurrently approved discretionary permits, that could not be used due to prevailing economic conditions in the State.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A045-058.)

Hearing began at 11:04 a.m. and halted at 11:05 a.m.

MOTION BY MATHIS TO INTRODUCE. Second by Roberts. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-333: CONTINUED TO MAY 17, 1994, 2:00 P.M.

SUBJECT: Implementation of the Federal Endangered Species Act Section 4(d) Rule (Natural Communities Conservation Plan Process).
(See City Manager Report P-94-074.)
(Subitem B below was continued from the meeting of April 27, 1994, Item 335C, at Councilmember McCarty's request, for further review and to come back at the same time as the Ordinance that is docketed as Subitem A below.)

TODAY'S ACTIONS ARE:

(1) Adoption of the Ordinance in Subitem A, which was introduced as amended on 4/26/94. (Council voted 8-0; District 4 not present); and

(2) Adoption of the Resolution in Subitem B:

Subitem-A: (O-94-102 Cor. Copy)

Amending Chapter XI, Article 1, Division 11, of the San Diego Municipal Code, by adding Sections 111.1130, 111.1131, 111.1132, 111.1133 and 111.1134, 111.1135, and 111.1136, relating to the Requirements for an Interim Habitat Loss Permit Program.

Subitem-B: (R-94-1568)

Approving the Natural Communities Conservation Planning (NCCP) Program Interim Habitat Loss Permit Procedures; Authorizing the City Manager to make minor administrative changes to these procedures as may be necessary to further the goals of the NCCP.

RECOMMENDATIONS:

Recommendation by the City Council to adopt the Ordinance in Subitem A; and recommendation by the City Manager to adopt the Resolution in Subitem B.

NOTE: This project is exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines Section 15061(b)(3).

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A062-122.)

Hearing began at 11:05 a.m. and halted at 11:10 a.m.

MOTION BY MATHIS TO CONTINUE THE ITEM ONE WEEK, AS REQUESTED BY MAYOR GOLDING, FOR FURTHER INFORMATION. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

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The meeting was adjourned by Mayor Golden at 11:19 a.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A225-229).